

S/N 10/643,570

PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	GRIESE, GREG	Examiner:	MRUK, BRIAN P.
Serial No.:	10/643,570	Group Art Unit:	1751
Filed:	AUGUST 19, 2003	Docket No.:	1149.1117101
Customer No.	28075	Confirmation No.	4926
Title:	CLEANING CONCENTRATE		

---

TERMINAL DISCLAIMER TO OBTAIN A DOUBLE  
PATENTING REJECTIONCERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted  
to the United States Patent and Trademark Office on the date shown below.

Shannon M. Stang

Type or print name of person signing certification:


July 8, 2004

Signature

Date

MAIL STOP: AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir/Madam:

Petitioner, Ecolab, Inc., a corporation organized and existing under the laws of the state of Minnesota and having its primary place of business at Ecolab Center, St. Paul, Minnesota 55102, in the state of Minnesota, represents that it is the owner of the entire right, title and interest in U.S. Patent Application Serial No. 10/391,639, filed March 19, 2003, entitled CLEANING CONCENTRATE, by virtue of our assignment recorded at reel 013892/Frame 0663.

Petitioner, Ecolab, Inc., hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term of U.S. Patent Application Serial No. 10/391,639 and hereby agrees that any patent so granted on the above-identified application shall

Application No. 10/643,570  
Terminal Disclaimer dated 8 July 2004  
Reply to Office Action of 29 April 2004

be enforceably only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent Application Serial No. 10/391,639, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors, or assigns.

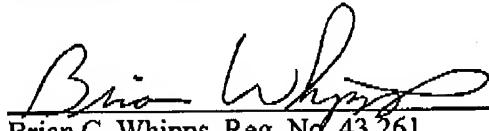
In making the above disclaimer, Petitioner does not disclaim the terminal part of any patent granted on the above-identified application that would extend to the fully statutory term as presently shortened by any terminal disclaimer of United States Patent Application Serial No. 10/391,639 in the event that any such issued patent expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321(a), has all claims cancelled by a reexamination certification, or is otherwise terminated prior to the expiration of its fully statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

For submissions or behalf of an organization (e.g. corporation, partnership, university, government agency, etc.) the undersigned (whose title is supplied below) is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent term issued thereof.

Respectfully Submitted,

Date: 8 July 2004

  
\_\_\_\_\_  
Brian C. Whipps, Reg. No. 43,261  
Customer No.: 28,075  
CROMPTON, SEAGER & TUFTE, LLC  
1221 Nicollet Avenue, Suite 800  
Minneapolis, Minnesota 55403-2420  
Telephone: (612) 677-9050  
Facsimile: (612) 359-9349